

Anne M. Bevington, Esq. (SBN 111320)
Matthew P. Minser, Esq. (SBN 296344)
SALTZMAN & JOHNSON LAW CORPORATION
1141 Harbor Bay Parkway, Suite 100
Alameda, California 94502
Telephone: (510) 906-4710
Email: abevington@sjlawcorp.com
Email: mminser@sjlawcorp.com

Attorneys for Plaintiffs, Operating Engineers' Health
And Welfare Trust Fund For Northern California, et al.

Jeanine D. DeBacker (SBN 178054)
McPHARLIN SPRINKLES & THOMAS LLP
160 W. Santa Clara St., Ste. 625
San Jose, California 95113
Telephone: (408) 293-1900
Facsimile: (408) 709-5409
Email: jdebacker@mstpartners.com

Attorneys for Defendant
MILPITAS MATERIALS COMPANY,
a California Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OPERATING ENGINEERS' HEALTH AND
WELFARE TRUST FUND FOR NORTHERN
CALIFORNIA, et al.

Plaintiffs,

v.

MILPITAS MATERIALS COMPANY, a
California Corporation,

Defendant.

Case No. 20-cv-09102 HSG

**STIPULATION FOR VOLUNTARY
DISMISSAL; ORDER THEREON**

IT IS HEREBY STIPULATED by the parties to this action, through their respective counsel
that, this matter having been settled, the Court dismiss this action with prejudice, with all parties to

bear their own costs and attorneys' fees. The parties also request that the Court vacate the Case Management Conference currently set for August 24, 2021, at 2:00 p.m.

IT IS SO STIPULATED.

DATED: August 21, 2021

SALTZMAN & JOHNSON LAW
CORPORATION

By: /S/ Anne M. Bevington

Anne M. Bevington
Attorneys for Plaintiffs, Operating Engineers'
Health and Welfare Trust Fund for Northern
California, et al.

DATED: August 21, 2021

McPHARLIN SPRINKLES & THOMAS LLP

By: /S/ Jeanine D. DeBacker

Jeanine D. DeBacker
Attorneys for Defendant
MILPITAS MATERIALS COMPANY

CERTIFICATION RE SIGNATURES

I attest that concurrence in the filing of this document has been obtained from the other Signatory.

Dated: August 21, 2021

/S/ Anne M. Bevington

ANNE M. BEVINGTON

ORDER


The parties having stipulated, and good cause appearing:

IT IS HEREBY ORDERED that this matter is dismissed with prejudice, the parties to bear their own costs and attorneys' fees.

IT IS FURTHER ORDERED that the Case Management Conference set for August 24, 2021, at 2:00 p.m., is vacated.

IT IS SO ORDERED.

Dated: 8/23/2021


HON. HAYWOOD S. GILLIAM, JR.
UNITED STATES DISTRICT JUDGE